REDACTED

BEFORE THE
DIVISION OF MEDICAL QUALITY
BOARD OF MEDICAL QUALITY ASSURANCE
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Petition
for Termination of Probation of:

WILLIAM EUGENE ROWLEY, JR., M.D.

2001 18th Street, No. 2
Sacramento, California 95818

Petitioner.

Petitioner.

DECISION

This matter was heard in Sacramento, California on April 1, 1982, before a panel of Medical Quality Review Committee, District I. The panel consisted of Lois O'Grady, M.D., Chairperson, Jerome Weinbaum, M.D., Del Anderson, R.Ph., Jean Clemens, public member, and Dick Alley, M.D. Karl S. Engeman, Administrative Law Judge, Office of Administrative Hearings, presided.

The Attorney General's office was represented by Roy S. Liebman, Deputy Attorney General.

Petitioner appeared in person and was not otherwise represented.

Evidence was received, the hearing was closed, and the matter was submitted. The panel makes the following decision:

FINDINGS OF FACT

I

Effective on or about August 6, 1975, respondent's physician's and surgeon's certificate was revoked, with the revocation stayed for a period of ten years and respondent placed on probation under certain terms and conditions. The basis for the decision was respondent's having prescribed for himself certain controlled substances between 1970 and 1973 and respondent's addiction to certain controlled substances including Talwin since approximately 1961. Effective on or about May 28, 1976, a second decision was issued expanding the terms and conditions of probation imposed in the earlier decision. The basis for the addition of the terms and conditions was the further prescription of controlled substances to respondent by himself in 1974-1975 and the

finding that petitioner was addicted to controlled substances including Talwin in 1974-1975.

ΙI

Petitioner was licensed by the State of California as a physician and surgeon in 1959. He obtained his M.D. degree in 1958 and after an internship and residency in anesthesia practiced as an anesthesiologist until approximately 1970.

III

Between January of 1976 and August of 1976, petitioner worked as a clerk in a book store in the Sacramento area. Between August of 1976 and the present, petitioner has worked as the Medical Director of the Sacramento Plasma Center located at 1514 E. Street, in Sacramento. Petitioner's continuing medical education since the last decision has been mainly in the area of holistic He attended a holistic health conference in San Diego for three days in 1978. He attended a similar conference in San Francisco in 1979 which lasted four days. In 1979 he also attended a six day conference in holistic health in San Diego. 1980, petitioner attended a six day conference in holistic health in San Diego. In November of 1981, petitioner attended a cardiac rehabilitation conference in Sacramento (7 units) and in December of 1931, petitioner attended a three day conference in Sacramento entitled, "Cardiology for the Practicing Physician", an 18 unit course. As required by the 1975 decision, petitioner took and successfully passed the Flex examination.

IV

Petitioner's position as the Medical Director of the Sacramento Plasma Center involves the examination of those persons who come to the Center to donate plasma for remuneration. Petitioner takes a basic medical history from each of the potential donors and conducts a brief physical examination. Petitioner has not been involved in any other medical practice since the issuance of the first decision. Petitioner has no immediate intention to engage in any conventional type of medical practice. Petitioner has no need for the use of controlled substances. Petitioner has no plans to return to the practice of anesthesology.

DETERMINATION OF ISSUES

The panel determines that it would not be in the public interest to terminate petitioner's probation. The reasons for this decision include petitioner's failure to keep abreast of the changes in medicine since the 1975 decision and petitioner's employment in a very limited field of practice. The evidence indicates that petitioner is essentially out of touch with the conventional practice of medicine and with his colleagues. Further, the terms and conditions of probation do not significantly affect

petitioner's ability to practice in his present situation.

ORDER

Th	ne p	petition	of	William	Ε.	Rowley,	Jr.,	M.D.	for
termination	of	probatio	on :	is denie	d.				

This	decision	shall	become	effective	May 26,	1982	
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TT T5	S SO ORDER	RED	April 2	26, 1982			

LOIS O GRADY, M.D. Panel Chairperson M.Q.R.C. District I